

# DAILY DIGEST

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\*\*Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

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## NEWS RELEASES

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FCC FILINGS.

FCC CALENDAR OF EVENTS. OPA. Internet URL: <https://www.fcc.gov/calendar.html>

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## PUBLIC NOTICES

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Released: July 11, 1997. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG, DOMINANT CARRIERS, JULY 10, 1997. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/Tariffs/Dominant/d071097.pdf](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/Dominant/d071097.pdf)

Released: July 11, 1997. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG, NON-DOMINANT CARRIER, JULY 10, 1997. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/Tariffs/Non-Dominant/nd071097.pdf](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/Non-Dominant/nd071097.pdf)

Released: July 11, 1997. PLEADING CYCLE ESTABLISHED FOR COMMENTS ON SUPPLEMENTAL SHOWING IN CONNECTION WITH PENDING NEVADA BELL, PACIFIC BELL, AND SOUTHWESTERN BELL PETITIONS FOR FORBEARANCE FROM APPLICATION OF SECTION 272 OF THE ACT TO PREVIOUSLY AUTHORIZED SERVICES. (DA No. 97-1459). Dkt No.: CC- 96-149. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/1997/da971459.txt](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1997/da971459.txt)

Report No: 1139. Released: July 11, 1997. CABLE TELEVISION SERVICE REGISTRATIONS; SPECIAL RELIEF AND OTHER FILINGS.

Released: July 11, 1997. NOTICE OF PROHIBITED EX PARTE PRESENTATIONS RE APPLICATION OF SATELLITE CD RADIO FOR SATELLITE DARS SYSTEM.(File Nos. 49/50-DSS-P/L-90; 57/59-DSS-AMEND-90; 44/45-DSS-AMEND-91). Action by: Assistant General Counsel, International Bureau.

Released: July 11, 1997. ACTION TAKEN ON APPLICATIONS FOR ASSIGNMENT OF AUTHORIZATION. Action by: Chief, Mass Media Bureau.

Report No: 44031. Released: July 11, 1997. BROADCAST ACTIONS. Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Actions/ac970711.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac970711.txt)

Report No: 24031. Released: July 11, 1997. BROADCAST APPLICATIONS. Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Applications/ap970711.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap970711.txt)

Report No: 310. Released: July 11, 1997. MASS MEDIA BUREAU CALL SIGN ACTIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Call\\_Sign\\_Changes/pnmm7139.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Call_Sign_Changes/pnmm7139.txt)

Report No: B-92. Released: July 11, 1997. AM BROADCAST APPLICATIONS ACCEPTED FOR FILING AND NOTIFICATION OF CUT-OFF DATE. Cut-Off Date set for August 11, 1997. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Radio\\_Cutoffs/pnmm7136.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Radio_Cutoffs/pnmm7136.txt)

Report No: D-938. Released: July 11, 1997. MASS MEDIA BUREAU PREPARED TO ISSUE MULTIPOINT SERVICE BTA AUTHORIZATIONS. Contact: Charles Dziedzic at (202) 418-1600, Sharon Bertelsen at (202) 418-7057 or Nazifz Naim at (202) 418-7059. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/MDS\\_Notices/pnmm7137.pdf](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/MDS_Notices/pnmm7137.pdf)

Report No: CL-97-69. Released: July 11, 1997. WIRELESS TELECOMMUNICATIONS BUREAU COMMERCIAL RADIO SERVICE INFORMATION. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1997/pnwl7173.txt](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1997/pnwl7173.txt)

Report No: LB-97-42. Released: July 11, 1997. WIRELESS TELECOMMUNICATIONS BUREAU COMMERCIAL WIRELESS SERVICE INFORMATION. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1997/pnwl7170.txt](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1997/pnwl7170.txt)

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## TEXTS

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WILLIAM BOWLES JR. VS. UNITED TELEPHONE COMPANY OF MISSOURI. Granted in part, complaint filed by William G. Bowles Jr. against the United Telephone Company of Missouri for refusing to provide Mr. Bowles with Type 2 Interconnection for his paging service. Action by Chief, Common Carrier Bureau. Adopted: July 9, 1997. by MO&O. (DA No. 97-1441). CCB Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/1997/da971441.txt](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1997/da971441.txt)

TIME WARNER CABLE. Granted complaint filed against rates charged by Time Warner Cable for its cable programming services tier in East Hernando County, FL. Action by Chief, Cable Services Bureau. Adopted: July 9, 1997. by Order. (DA No. 97-1448). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da971448.txt>

TIME WARNER CABLE. Granted and denied complaints filed against rates charged by Time Warner Cable for its cable programming services tier in Hernando County, FL. Action by Chief, Cable Services Bureau. Adopted: July 9, 1997. by Order. (DA No. 97-1449). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da971449.txt>

LORILEI COMMUNICATIONS, INC. Denied commercial leased access complaint against Yorba Linda Cable TV Co., Inc., operator of a cable system serving the CA communities of Anaheim Hills and Yorba Linda. Action by Chief, Cable Services Bureau. Adopted: July 10, 1997. by MO&O. (DA No. 97-1454). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da971454.txt>

SUBURBAN CABLE TV. Denied complaints filed against Suburban Cable TV concerning its rate increase for their cable programming service tier in Springfield, PA. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: July 8, 1997. by Order. (DA No. 97-1436). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da971436.txt>

UNITED BROADCAST GROUP II, INC. Granted the petition filed by United Broadcast Group II, Inc. against Willow Park Cable TV requesting mandatory carriage on its cable systems serving certain Texas communities. Action by Chief, Consumer Protection and Competition Division, Cable Services Bureau. Adopted: July 3, 1997.

by MO&O. (DA No. 97-1437). CSB Internet URL:  
<https://www.fcc.gov/Bureaus/Cable/Orders/1997/da971437.txt>

BELL ATLANTIC VIDEO SERVICES CO. V. RAINBOW PROGRAMMING HOLDINGS, INC., AND CABLEVISION SYSTEMS CORP. Program Access Complaint, CSR-4983-P. Found that Rainbow Programming Holdings, Inc., violated the Commission's program access rules, 47 C.F.R. section 76.1002, and ordered the company to sell its SportsChannel New York programming on a nondiscriminatory basis to Bell Atlantic Video Services Co. for carriage on the Dover Township, New Jersey open video system operated by Bell Atlantic-New Jersey. Action by Chief, Cable Services Bureau. Adopted: July 10, 1997. by MO&O. (DA No. 97-1452). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da971452.txt>

BEND, OREGON. Granted Sunriver Broadcasting Company's request allocating Channel 259A to Bend, Oregon providing the community with its sixth local commercial FM service. Filing window opens Aug. 25; closes Sept. 25. Dkt No.: MM- 97-3. Action by Chief, Allocations Branch. Adopted: June 26, 1997. by R&O. (DA No. 97-1385). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Orders/1997/da971385.txt>

VICTOR, MONTANA. Dimissed petition filed by West Wind Broadcasting seeking the allotment of Channel 289A to Victor, Montana. Dkt No.: MM- 97-119. Action by Chief, Allocations Branch. by R&O. (DA No. 97-1418). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Orders/1997/da971418.txt>

BEATTY, NEVADA. Granted Beatty Mountain Broadcasting Company's request allocating Channel 262A to Beatty, Nevada providing the community with its first local aural transmission service. Filing window opens Aug. 25; closes Sept. 25. Dkt No.: MM- 97-6. Action by Chief, Allocations Branch. Adopted: June 25, 1997. by R&O. (DA No. 97-1386). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Orders/1997/da971386.txt>

RILEY, KANSAS. Granted Donald Law's request allocating Channel 242C3 to Riley, Kansas. Filing window opens Aug. 25; closes Sept. 25. Dkt No.: MM- 97-108. Action by Chief, Allocations Branch. Adopted: July 3, 1997. by R&O. (DA No. 97-1416). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Orders/1997/da971416.txt>

GLENDO, WYOMING. Granted Vixon Valley Broadcasting's request allocating Vixon Valley, Channel 261A at Glendo, Wyoming providing the community with its first local aural transmission service. The filing window opens August 25, closes September 25. Dkt No.: MM- 97-23. Action by Chief, Allocations Branch. Adopted: June 25, 1997. by R&O. (DA No. 97-1382). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Orders/1997/da971382.txt>

HUNTSVILLE, UTAH. Granted South Fork River Broadcasting's request allocating Channel 276C3 to Huntsville, Utah providing the community with its first aural transmission service. Filing window opens Aug. 25; closes Sept. 25. Dkt No.: MM- 97-4. Action by Chief, Allocations Branch. Adopted: July 3, 1997. by R&O. (DA No. 97-1417). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Orders/1997/da971417.txt>

HOPE, NORTH DAKOTA. Granted Vixon Valley Broadcasting's request allocating Channel 284A to Hope, North Dakota providing the community with its first local aural service. The filing window opens Aug. 25; closes Sept. 25. Dkt No.: MM- 97-57. Action by Chief, Allocations Branch. Adopted: June 25, 1997. by R&O. (DA No. 97-1384). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Orders/1997/da971384.txt>

NAYLO, MISSOURI. Issued a Notice of Proposed Rulemaking gathering comments on B.B.C., Inc.'s request of the allotment of Channel 260A to Naylor, Missouri. Comments due by : September 2, 1997; Replies due by: September 17, 1997. Dkt No.: MM- 97-152. Action by Chief, Allocations Branch. Adopted: June 25, 1997. by NPRM. (DA No. 97-1388). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Notices/1997/da971388.txt>

MANISTIQUE, MICHIGAN. Granted Indian River Broadcasting Company's request allocating Channel 260A to Manistique, Michigan providing the community with its first FM broadcast service. Filing window opens Aug. 25; closes Sept. 25. Dkt No.: MM- 97-89. Action by Chief, Allocations Branch. Adopted: June 25, 1997. by

R&O. (DA No. 97-1384). MMB Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1997/da971384.txt](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1997/da971384.txt)

HARDINSBURG, INDIANA. Granted Keith L. Reising's request allocating Channel 245A to Hardinsburg, Indiana providing the community with its first local aural transmission service. Filing window opens Aug. 25; closes Sept. 25. Dkt No.: MM- 97-93. Action by Chief, Allocations Branch. Adopted: June 25, 1997. by R&O. (DA No. 97-1387). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1997/da971387.txt](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1997/da971387.txt)

NEWAYGO, MICHIGAN. Issued a Notice of Proposed Rulemaking seeking comment on Robert R. Moore, Jr.'s request to allot Channel 223A to Newaygo, Michigan. Comments due by: September 2, 1997; Replies due by: September 17, 1997. Dkt No.: MM- 97-154. Action by Chief, Allocations Branch. Adopted: July 3, 1997. by NPRM. (DA No. 97-1422). MMB Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Notices/1997/da971422.txt](https://www.fcc.gov/Bureaus/Mass_Media/Notices/1997/da971422.txt)

WINTHROP, WASHINGTON. Issued a Notice of Proposed Rulemaking seeking comment on petition by Rick Mills and Don Ashford proposing the allotment of Channel 248A at Winthrop, Washington. Comments due by: September 2, 1997, replies due by: September 17, 1997. Dkt No.: MM- 97-155. Action by Chief, Allocations Branch. Adopted: July 3, 1997. by NPRM. (DA No. 97-1420). MMB Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Notices/1997/da971420.txt](https://www.fcc.gov/Bureaus/Mass_Media/Notices/1997/da971420.txt)

DURANGO AND DOLORES, COLORADO. Granted Range Broadcasting Company's request allotting Channel 243A to Durango, Colorado providing the community with its fourth local FM transmission service. Filing window opens Aug. 25; closes Sept. 25. Dkt No.: MM- 97-18. Action by Chief, Allocations Branch. Adopted: July 3, 1997. by R&O. (DA No. 97-1419). MMB Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1997/da971419.txt](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1997/da971419.txt)

GREENWOOD AND ABBEVILLE, SOUTH CAROLINA. Issued a Notice of Proposed Rulemaking seeking comment on Greenwood Broadcasting Company, Inc.'s proposal to substitute Channel 244C3 for Channel 244A at Greenwood, and the reallocation of Channel 244C3 from Greenwood to Abbeville, South Carolina. Comments due by: September 2, 1997; Replies due by: September 17, 1997. Dkt No.: MM- 97-156. Action by Chief, Allocations Branch. Adopted: July 3, 1997. by NPRM. (DA No. 97-1421). MMB Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Notices/1997/da971421.txt](https://www.fcc.gov/Bureaus/Mass_Media/Notices/1997/da971421.txt)

CORDELE, DAWSON MONTEZUMA, NASHVILLE, HAWKINSVILLE, CUSSETA, CUTHBERT, AND LEALRY, GEORGIA. Substituted Channel 237C2 for Channel 237C3 at Nashville, GA; modified the license for Station WJYF(FM), accordingly; dismissed and denied all other petitions to amend the FM table. Dkt No.: MM- 93-270. Action by Chief, Allocations Branch. Adopted: June 25, 1997. by R&O. (DA No. 97-1428). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/1997/da971428.txt](https://www.fcc.gov/Bureaus/Mass_Media/Orders/1997/da971428.txt)

**ADDENDA: The following items, released July 10, 1997, did not appear in Digest No. 132:**

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## NEWS RELEASES

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TEN STATES ADDED TO FCC'S TOLL-FREE TELEPHONE INFORMATION SERVICE 1-888-CALL-FCC. Report No: CI 97-6. News Media Contact: Meribeth McCarrick (202) 418-0500. CIB Contact: Cynthia Jeffries at (202) 418-1100. Internet URL: [https://www.fcc.gov/Bureaus/Compliance/News\\_Releases/1997/nrci7009.txt](https://www.fcc.gov/Bureaus/Compliance/News_Releases/1997/nrci7009.txt)

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## PUBLIC NOTICES

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Released: July 10, 1997. PUBLIC NOTICE -- COMMISSION POSTPONES EN BANC HEARING ON INDUSTRY PROPOSAL FOR RATING VIDEO PROGRAMMING - CS DOCKET NO. 97-55. The Commission has postponed its en banc hearing, scheduled for July 14, 1997, on (1) the industry proposal; and (2) video programming blocking technology. The hearing will be rescheduled. The current surreply comment date of July 28, 1997 is cancelled. (DA No. 97-1453). Action by: Chief, Cable Services Bureau. Internet URL: [https://www.fcc.gov/Bureaus/Cable/Public\\_Notices/1997/da971453.txt](https://www.fcc.gov/Bureaus/Cable/Public_Notices/1997/da971453.txt)

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ACCESS CHARGE REFORM. Issued an Order on Reconsideration clarifying certain actions regarding Access Reform Order, CC Docket No. 96-262; CC 94-1; CC 91-213-; CC 95-72. Action by Commission. Adopted: July 10, 1997. by Order on Recon. (FCC No. 97-247). CCB Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/1997/fcc97247.txt](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1997/fcc97247.txt)

MCI TELECOMMUNICATIONS CORPORATION. Granted MCI a waiver of Section 319(d) of the Communications Act for construction of a third satellite for its Direct Broadcast Satellite service. Action by Chief, Satellite and Radio Communications Division, International Bureau. Adopted: July 10, 1997. by Order. (DA No. 97-1450). IB

AMENDMENT OF PART 90 OF THE COMMISSION'S RULES. Issued an Memorandum Opinion and Order on Reconsideration addressing Petitions for Reconsiderations filed in response to the First Report and Order and Eighth Report and Order in PR Docket No. 93-144, GN Docket No. 93-252, and PP Docket No. 93-253 (800 MHz Report and Order). Action by Commission. Adopted: June 23, 1997. by MO&O. (FCC No. 97-224). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/fcc97224.txt>

FLASH COMM, INC. Granted Flash Comm, Inc. authority to construct and operate, on a secondary basis, a nationwide, commercial, two-way short-data messaging system in the high frequency range of the electromagnetic spectrum subject to certain technical and operational limitations. Action by Deputy Chief, Wireless Telecommunication Bureau and the Chief, Office of Engineering and Technology. Adopted: July 10, 1997. by Order. (DA No. 97-1451). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da971451.txt>

AMENDMENT OF PART 90 OF THE COMMISSION'S RULES TO FACILITATE FUTUER DEVELOPMENT OF SMR SYSTEMS IN THE 800 MHZ FREQUENCY BAND. Issued Second Report and Order establishing the U.S. Department of Commerce Bureau of Economic Anaysis Economic Areas (EAs) as the geographoic service area for licensing the lower 230 800 MHz channels and defines the rights of incumbent SMR licensees already operating on the lower 230 channels; completes the process of converting to new rules for the 800 MHz SMR service and enables the commencement of geographic area licensing of the service; and, establishes regulatory symmetry between 800 MHz SMR licensees and other competing providers of Commercial Moble Radio Service (CMRS). Dkt No.: PR- 93-133, GN- 93-252, PP- 93-253. Action by Commission. Adopted: June 23, 1997. by Second R&O. (FCC No. 97-223). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/fcc97223.txt>